



2161  
#4  
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0221-03

<b>TRANSMITTAL FORM</b> (To be used for all correspondence after initial filing)	Application Number	10/016,506	
	Filing Date	December 10, 2001	
	Confirmation Number	9080	
	Inventor(s)	PAWLIKOWSKI et al.	
	Group Art Unit	2161	
	Examiner	Unknown	
Total Number of Pages in This Submission:	5	Attorney Docket No.	00-22

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form (submit in duplicate)	<input type="checkbox"/> Assignment Papers	<input type="checkbox"/> Issue fee Transmittal Form PTOL-85(b) + (c) and cover sheet
<input type="checkbox"/> Fee Attached \$ <input type="text"/>	<input type="checkbox"/> Cover Sheet	<input type="checkbox"/> After Allowance Communication to Group
Check No.: <input type="text"/>	<input type="checkbox"/> Drawing Change Authorization Request and Amended Figure(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Response	<input type="checkbox"/> Request for Return of PTO-1449 Forms	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to the Commissioner	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits / Declaration(s)	<input type="checkbox"/> To Convert a Provisional Application	<input type="checkbox"/> Status Request Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Address	<input type="checkbox"/> Small Entity Statement
<input checked="" type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Terminal Disclaimer(s)	<input type="checkbox"/> Request for Refund
<input checked="" type="checkbox"/> Form PTO-1449	<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Response to Missing Parts / Incomplete Application
<input checked="" type="checkbox"/> Cited References	<input type="checkbox"/> Request for Corrected Filing Receipt	<input type="checkbox"/> Response to File Corrected Application Papers
<input type="checkbox"/> Search report		
<input type="checkbox"/> Drawing(s): Number of Pages <input type="text"/>	<input type="checkbox"/> Other Enclosure(s): <input type="text"/>	
Number of Figs. <input type="text"/> and cover sheet		
<input type="checkbox"/> Formal		
<input type="checkbox"/> Informal		

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Current Due Date: None

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Individual and Company	Michael W. Haas, Reg. No. 35,174 RESPIRONICS, Inc., 1010 Murry Ridge Lane, Murrysville PA, 15668
Signature	<i>Michael W. Haas</i>
Date	February 5, 2003

CERTIFICATE OF MAILING			
I hereby certify that this correspondence and all enclosures are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on this date: <u>February 5, 2003</u> .			
Typed Name	Michael W. Haas, Reg. No. 35,174		
Signature	<i>Michael W. Haas</i>	Date	February 5, 2003



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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GROUP 3600

In re PATENT APPLICATION of

PAWLIKOWSKI et al.

:

Group Art Unit: 2161

Appln. No.: 10/016,506

:

Examiner: Unknown

Filed: December 10, 2001

:

Conf. No.: 9080

For: SYSTEM AND METHOD FOR  
UPGRADING A MEDICAL DEVICE

\* \* \* \* \*

February 5, 2003

**INFORMATION DISCLOSURE STATEMENT**

Hon. Commissioner of Patents  
and Trademarks  
Washington, D.C. 20231

Sir:

Attached is a Form PTO-1449 listing the enclosed documents.

Should a first action on the merits have been issued on the same day or before this Information Disclosure Statement is filed, please accept this Information Disclosure Statement under Rule 97(c) and charge the requisite Rule 17(p) fee to our Deposit Account No. 50-0558 and proceed to consider this Information Disclosure Statement.

This Information Disclosure Statement is intended to be in full compliance with the rules, but should the Examiner find any part of its required content to have been omitted,

**CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)**

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on February 5, 2003 with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231.

  
Michael W. Haas, Reg. No. 35,174

PAWLIKOWSKI et al. -- Appln. No.: 10/016,506

prompt notice to that effect is earnestly solicited, along with additional time under Rule 97(f), to enable Applicant to comply fully.

Consideration of the foregoing and enclosures plus the return of a copy of the herewith Form PTO-1449 with the Examiner's initials in the left column per M.P.E.P. § 609 along with an early action on the merits of this application are earnestly solicited.

Respectfully submitted,

By Michael W. Haas

Michael W. Haas  
Reg. No.: 35,174  
Tel. No.: (724) 387-5026  
Fax No.: (724) 387-5021

RESPIRONICS INC.  
1010 Murry Ridge Lane  
Murrysville, PA 15668-8525  
1-800-638-8208



PTO/SB/08 Form (RESPIRONICS Version)				Applicati n N .	10/016,506
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>				Filing Dat	December 10, 2001
				Invent r	PAWLIKOWSKI et al.
				Confirmation No.	9080
				Group Art Unit	2161
Date	February 5, 2003			Examiner:	Unknown
Sheet	1	of	2	Attorney Docket No:	00-22

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U.S. PATENT DOCUMENTS						
Examiner Initials	Cite No.	U.S. Patent Document		Name of Patentee	Publication Date MM-DD-YYYY	Relevant Pages Columns, Lines
		Number	Kind Code			
	A	6,385,593		Linberg	05-07-2002	
	B	2001/0034673		Yang et al.	10-25-2001	
	C	2001/0047314		Linberg	11-29-2001	
	D					
	E					
	F					
	G					
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	J					
	K					
	L					
	M					
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FOREIGN PATENT DOCUMENTS								
Examiner Initials	Cite No.	Foreign Patent Document			Patentee or Applicant	Publication Date MM-DD-YYY	Relevant Pages, Columns, Lines	T
		Office	Number	Kind Code				
/	Q	WO	01/60452	A1	Medtronic, Inc.	08-23-2001		
/	R	WO	01/56654	A1	Medtronic, Inc.	08-09-2001		
	S							
	T							
	U							
	V							
	W							
	X							

Examiner Signature		Date Considered	
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EXAMINER: Initial if citation is considered, whether or not citation is in conformance with MPEP § 609. Draw a line through the citation if not in conformance and not considered. Per MPEP § 609, include a copy of this form with the next communication to the Applicant.



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**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

Application N .	10/016,506
Filing Dat	December 10, 2001
Invent r	PAWLIKOWSKI et al.
Confirmation No.	9080
Group Art Unit	2161
Examiner:	Unknown
Attorney Docket No:	00-22

Date February 5, 2003

Sheet 2 of 2

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**GROUP 3600****OTHER PRIOR ART -- NON PATENT LITERATURE DOCUMENTS**

Examiner Initials	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T
	Y	Copy of Abstract printed from Derwent database Cambell et al., "Manufacturing and Inventory Control for Medical Devices. . .", Pub. No. WO 200160452, published August 23, 2001.	
	Z		
	AA		
	BB		
	CC		
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Examiner Signature		Date Considered	
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